

**THE MINUTES
FOR THE JANUARY 15, 2013
MEETING OF THE BOARD OF TRUSTEES
OF THE INCORPORATED VILLAGE OF NORTHPORT
MEETING AT 6:00 P.M.**

Present: Mayor Doll, Trustees, Kehoe, McMullen and Tobin Village Clerk Donna Koch, Village Administrator Gene Guido, Village Attorney James Matthews

ABSENT: Trustee Maline.

ANNOUNCEMENTS: no announcements.

PRESENTATIONS: no presentations.

PUBLIC HEARINGS:

Mayor Doll asked the Clerk to read the notice of Public Hearing to wit:

PLEASE TAKE NOTICE: that a Public Hearing of the Village Board of Trustees will be held at the Village Hall, 224 Main Street, Northport, New York at 6:00 o'clock in the evening of the 15th day of January, 2013, to consider the following proposed local law:

**PROPOSED LOCAL LAW "D" OF 2012
A LOCAL LAW OF
THE VILLAGE OF NORTHPORT
TO AMEND CHAPTER 147 "FEES"
OF THE CODE OF THE VILLAGE OF NORTHPORT**

BE IT ENACTED: By the Board of Trustees of the Village of Northport as follows:

Section 1. Legislative Intent

The Board of Trustees finds that the health, welfare and public safety of the residents of the Village of Northport will be served if building and construction fees are updated to rates comparable to other area municipalities and if an annual fee for towing companies operating in the Village is assessed and if the fee for street opening permits is increased.

Section 2. Statutory Authority and Supersession

This Local Law is adopted pursuant to the Village Law, Municipal Home Rule Law and State Environmental Quality Review Act and its implementing regulations and expressly supersedes the provisions of the Village Code as detailed below in Section 4 of this Local Law.

Section 3. SEQRA

The proposed local law is a Type II action pursuant to 6 NYCRR Part 617 and therefore is not subject to any further action under SEQRA.

Section 4. Amendments

Explanation of notations:

Existing text is reproduced in normal type.

Text to be added is indicated in Boldface.

Text to be deleted is indicated by ~~strikethroughs~~.

- * * * indicates existing text to remain unchanged.

§ 147-1. Listing of fees from Code sections.

Specific fees from particular Code sections are as follows:

Loca tion in Code	Subject	Fee
Chapter <u>106</u> , Building Construction, Article I, Administration and Enforcement		
<u>§ 106-11B</u>	Building permit fees: For each building estimated to cost up to and including \$1,000	\$25
	For each additional \$1,000 of estimated value or fraction thereof	\$10
	In addition to the above fees, a base fee of \$100 shall be added to residential permit fees and \$500 to commercial permit fees.	
	Fee when such building permit is applied for regarding work previously done without a permit, which was required to have been subject to a permit when done	Three times the building permit fee that would be due for such work at the time of application
<u>§ 106-11C</u>	Method of estimating cost (Per square foot unless otherwise noted):	
	For each and all square feet of floor area for stores, gas stations, office buildings, multiple dwellings, places of public assembly, municipal buildings, assembly halls, clubhouses and factories	\$50 \$100
	New dwelling or first floor addition or basement	\$80

Location in
Code

Subject

Fee

Second Story (new or addition)	\$30
Balcony	\$50
Basement (unfinished)	\$80
Conversion (to living space)	\$30
Porch – screened or open	\$35
Porch – Enclosed (unheated)	\$50
Porch – Enclosed (heated)	\$50
Garage (attached)	\$30
Breezeway (unheated)	\$30
Deck - unattached (open or roofed)	\$40
Deck – attached (open or roofed)	\$30
Storage Space (attached to a dwelling)	\$105
Multiple dwelling – 1 st Floor	\$85
Multiple dwelling – Additional Floors	\$65
Multiple dwelling – Unfinished Basement	

Accessory Structures

Antenna (radio) (flat fee)	\$200
BBQ's (masonry) (flat fee)	\$50
Barn	\$30
Cabana	\$30
Carport	\$30
Chimney (metal or masonry)	\$20
Fireplace (wood burning or gas)	\$20
Garage	\$30
Gazebo	\$30
Grill (masonry)	\$20
Pergola	\$20
Retaining Wall (flat fee plus linear foot)	\$160 plus \$1.00/linear foot
Satellite Dish (flat fee)	foot
Shed – 199 sq. ft. and under (flat fee)	\$100
Shed – above 199 sq. ft.	\$150
Solar Panels	\$30
Stove (coal or wood burning) (flat fee)	\$20
Trellis (flat fee)	\$150
	\$150

COMMERCIAL CONSTRUCTION

General

New building or addition – 1 st Floor	
New building or addition – additional floors	\$105
New building or addition – basement	\$85
New unheated storage building or addition (1 st Floor)	\$105
New unheated storage building or addition	\$65

Location in Code	Subject	Fee
	(additional floors)	\$40
	Interior alterations	
	Conversion for change of use	\$85
		\$85
	Specific	
	Antenna (flat fee)	
	Awning (flat fee)	\$200
		\$200 plus
		\$100 for each
	Basement (finished)	added unit
	Elevator (flat fee)	\$105
		\$200 plus
	Hood & Duct System (flat fee)	\$100 for each
		added unit
		\$200 plus
		\$100 for each
	Monopole or Tower (flat fee)	added unit
	Parking lot	\$500
	Ramp	\$20
	Satellite Dish (flat fee)	\$10
	Solar Panels	\$200
		\$50
	Miscellaneous	
		\$200 plus cost
	Application to amend a permit – additional fees may apply based on the scope of the new work	per s.f. as required
	Application for a Certificate of Permitted Use (flat fee)	\$200
	Bulkhead, dock pier ramp or float	\$20
	Certificate of Occupancy/Completion (flat fee)	\$50
		\$200
	Demolition Permit (flat fee)	
	Duplicate Certificate of Occupancy/Completion (flat fee)	\$50
	Letter in Lieu of a certificate of occupancy (flat fee)	\$200
	Letter for Flood Insurance (flat fee)	\$20
	Major Fire Damage (repair or replace)	\$100
	Minor Fire Damage (flat fee)	\$20
	Permit to move a building	\$50
	Street opening permit (flat fee)	
	For each square foot of a one-story dwelling or a first-floor addition to a one-story dwelling	\$100

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Location in Code	Subject	Fee
	For each square foot of each floor of a split-level, one-and-one-half-story-high ranch or two-story building and dwelling buildings; also dormers, unfinished-type factories, commercial storage buildings and passive solar installations	\$60
	For garages, roofed terraces, carports, storage spaces, utility spaces (all when attached to dwellings); also unfinished cellars, outside docks, accessory sheds covering an area of 200 feet or more and vinyl in-ground pools	\$20 per square foot
§ 106-11D	The maximum fee for new construction or alterations of public buildings or buildings for religious, hospital, educational, patriotic or veterans' purposes on property exempted upon the latest Village assessment roll from taxation for general Village purposes and owned by a corporation or association organized exclusively for such purposes	\$10 \$20
	Other fees:	
	For amending plans for which a building permit has been issued	\$20
	Permit to demolish a building unless said demolition is a necessary part of an alteration for which a permit	\$25
	has been issued Permit to move a building	\$50
	Certificate of completion	\$25
	Certificate of occupancy or temporary certificate of occupancy	\$25
	Duplicate certificate of occupancy	\$25
	Certificate of use or change of occupancy for commercial use	\$50
	Letter in lieu of a certificate of completion and occupancy	\$25

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§ 147-2. Miscellaneous fees.

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G. There shall be a fee of \$10 for duplicate copies of real estate tax bills.

H. There shall be a fee of \$5 for copies of other records not exceeding ten (10) pages. Additional pages shall be at the rate of \$.50 per page.

I. Commencing March 1, 2013, any person or entity who engages in the towing of vehicles for compensation shall be required to pay an annual fee of \$100.00 for an annual permit for the period commencing March 1 or any portion of the succeeding 12 months. Failure to obtain a permit shall be punishable by a fine not to exceed \$500.00.

* * *

Section 5. Severability

If any clause, sentence, paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalidated, such judgment shall not affect, impair or invalidate the remainder of this Local Law, and it shall be construed to have been the legislative intent to enact this Local Law without such unconstitutional, or invalid parts therein.

Section 6. Effective Date

This local law shall take effect immediately upon filing in the Office of the Secretary of State.

On the motion of Trustee McMullen and seconded by Trustee Tobin the Public Hearing was opened.

Mr. Matthews did a quick overview of the local law.

Betty Koerner felt the fees at Steers Park should be lower for Village children. Mayor Doll explained this local law does not apply to Park fees; only building fees.

On the motion of Trustee Kehoe and seconded by Trustee Tobin the Public Hearing was closed.

PUBLIC PARTICIPATION:

Rocco Dinnino of the Cow Harbor Warriors thanked the Board for all their efforts from last year and asked for permission to hold this year's Wounded Warrior Event

September 6th, 7th, 8th. The Board reserved decision, wanting to first speak with downtown businesses that would be impacted by the events. Betty Koerner asked the Board to conduct an air quality analysis of the Village. The Board declined to do so.

BOARD APPROVAL OF WARRANT:

On the motion of Trustee McMullen and seconded by Trustee Tobin the following bills were approved for payment.

Fiscal Year 2012/2013 General Fund bills in the amount of \$ 41,846.31

On the motion of Trustee Kehoe and seconded by Trustee Tobin the following bills were approved for payment.

Fiscal Year 2012/2013 Capital Fund bills in the amount of \$ 18,028.18

On the motion of Trustee Tobin and seconded by Trustee McMullen the following bills were approved for payment.

Fiscal Year 2012/2013 Sewer Fund bills in the amount of \$ 10,414.46

On the motion of Trustee Kehoe and seconded by Trustee Tobin the following bills were approved for payment.

Fiscal Year 2012/2013 Trust Fund bills in the amount of \$ 3,934.00

On the motion of Trustee Tobin and seconded by Trustee Kehoe the following bills were approved for payment.

Fiscal Year 2012/2013 Fire Department bills in the amount of \$ 6,565.10

COMMISSIONER REPORTS: Trustee McMullen reported the Park personnel had moved over to the Highway Department for the remainder of the winter months. Also Trustee McMullen reported he had contacted Newsday in regards to them throwing fliers along the curb line. They responded that they would not throw them out along Main roads leading to the harbor.

Trustee Tobin reported about a year ago Legislator Spencer turned in a request to the County legislator to provide funding for our Sewer Plant upgrade, (a nine million dollar project). The Suffolk County Sewer Infrastructure Committee has been meeting to draw up criteria and an application form for request of which Northport has already made informally. Once the application form is complete Northport will make a formal application.

Trustee Kehoe stated that Northport continues to be a safe place to live and that is a tribute to the Northport Police Department.

Mayor Doll reported the Highway continues to clean up storm debris. There are roughly 25 stumps that need to be stored somewhere until dump facilities can take them again. Also the sweeper has been out.

CHIEF OF POLICE REPORT: Chief Bruckenthal was not present this evening.

ADMINISTRATOR'S REPORT: Mr. Guido had nothing to report this evening.

NEW BUSINESS: no new business.

OLD BUSINESS: no old business.

CORRESPONDENCE: 1. Letter from Raymond Boccia thanking the Village to allow Toys for Tots drop off box at Village Hall.

REQUESTS: 1. Request from the Visiting Nurse to hold 13th Annual race/walk Saturday May 11, 2013. The Village Board approved this request.

RESOLUTIONS:

On the motion of Trustee Tobin and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2013 ~ 3 APPROVAL OF THE DECEMBER 26, 2012 MINUTES

WHEREAS: Copies of the minutes of the December 26, 2012, meeting were sent to the Board for approval, therefore,

BE IT RESOLVED that said minutes are approved without reading, at this time.

On the motion of Mayor Doll and seconded by Trustee McMullen the following resolution was unanimously approved

RESOLUTION 2013 ~ 4 APPROVAL OF THE JANUARY 2, 2013 MINUTES

WHEREAS: Copies of the minutes of the January 2, 2013, meeting were sent to the Board for approval, therefore,

BE IT RESOLVED that said minutes are approved without reading, at this time.

On the motion of Trustee Kehoe and seconded by Trustee McMullen the following resolution was unanimously approved

RESOLUTION 2013 ~ 5 APPROVAL OF THE JANUARY 8, 2013 MINUTES

WHEREAS: Copies of the minutes of the January 8, 2013, meeting were sent to the Board for approval, therefore,

BE IT RESOLVED that said minutes are approved without reading, at this time.

On the motion of Trustee Tobin and seconded by Trustee Kehoe the following resolution was unanimously approved

RESOLUTION 2013 ~ 6 LOCAL LAW No. 1 OF 2013

WHEREAS: a Public Hearing of the Village Board of Trustees was held at the Village Hall, 224 Main Street, Northport, New York at 6:00 o'clock in the evening of the 15th day of January, 2013, to consider the following local law:

**LOCAL LAW #1 OF 2013
A LOCAL LAW OF
THE VILLAGE OF NORTHPORT
TO AMEND CHAPTER 147 "FEES"
OF THE CODE OF THE VILLAGE OF NORTHPORT**

The next meeting of the Board of Trustees will be on February 5TH, 2013 at 6:00 P.M

A RESOLUTION FOR AN EXECUTIVE SESSION: if necessary, for personnel and/or litigation matters.

On the motion of Mayor Doll and seconded by Trustee Kehoe the Board moved into executive session: 6:45

On the motion of Trustee McMullen and seconded by Trustee Kehoe the Board moved out of executive session at 7:10 PM.

Meeting adjourned: 7:15 PM.

Respectfully submitted,

Donna M. Koch
Village Clerk

